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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

GERALD GEORGE, et al.,

Plaintiffs,

Case No. 08-CV-03799

v.

Judge Ruben Castillo

KRAFT FOODS GLOBAL, INC., et al.,

Defendants.

NOTICE OF MOTION

TO:

Ronald J. Kramer (rkramer@seyfarth.com) Ian H. Morrison (imorrison@seyfarth.com) SEYFARTH SHAW LLP 131 South Dearborn Street, Suite 2400 Chicago, IL 60603 (312) 460 5000 Nelson G. Wolff (nwolff@uselaws.com) Troy A. Doles (tdoles@uselaws.com) SCHLICHTER BOGARD & DENTON 100 S. 4th Street, Suite 900 St. Louis, MO 63102 (312) 962 3350

PLEASE TAKE NOTICE that on September 3, 2008, the undersigned shall appear before the Honorable Ruben Castillo at 9:45 a.m. in Room 2141 at 219 South Dearborn Street, Chicago, Illinois and there present the attached **ALTRIA DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' COMPLAINT,** a copy of which is attached hereto and hereby served upon you.

DATED: August 25, 2008

Respectfully submitted,

DEFENDANTS CORPORATE EMPLOYEE PLANS INVESTMENT COMMITTEE OF THE BOARD OF DIRECTORS OF ALTRIA GROUP, INC. (F/K/A PHILIP MORRIS COMPANIES INC.), ALTRIA CORPORATE SERVICES, INC., AND BENEFITS INVESTMENT GROUP OF ALTRIA CORPORATE SERVICES, INC.

/s/ Steven R. Gilford

One of Their Attorneys

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that on August 25, 2008, he electronically filed the foregoing NOTICE OF MOTION with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following CM/ECF registrants:

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/s/ Steven R. Gilford Steven R. Gilford